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Richard Hart and Marie Louise Trudel-Hart

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SEKISUI AMERICA CORPORATION and
SEKISUI MEDICAL CO. LTD.,

Plaintiffs,

v.

RICHARD HARD and MARIE LOUISE
TRUDEL-HART,

Defendants.

12 Civ. 3479 (SAS)

ECF Case

**DEFENDANTS' NOTICE OF MOTION TO DISMISS THE COMPLAINT
PURSUANT TO RULE 12(b)(6) OF THE FEDERAL RULES OF CIVIL PROCEDURE**

PLEASE TAKE NOTICE THAT, upon the Declaration of Jonathan G. Kortmansky, dated July 2, 2012, and the accompanying Memorandum of Law in Support of Defendants' Motion to Dismiss the Complaint, and all papers filed and proceedings had herein, Defendants Marie Louise Trudel-Hart and Richard Hart, by and through undersigned counsel, will move before the Honorable Shira A. Scheindlin, at the United States Courthouse, 500 Pearl Street, New York, New York, 10007 at a day and time to be set by the Court, for an order dismissing the Complaint pursuant to Fed. R. Civ. P. 12(b)(6) and for such other and further relief as the Court may deem just and proper.

Dated: New York, New York
July 2, 2012

SULLIVAN & WORCESTER LLP

By: /s/Jonathan G. Kortmansky

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